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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/711,578	11/13/2000	Nora Femenia	2043.003US1	7170

49845 7590 03/01/2010
SCHWEGMAN, LUNDBERG & WOESSNER/EBAY
P.O. BOX 2938
MINNEAPOLIS, MN 55402

EXAMINER

FISCHER, ANDREW J

ART UNIT	PAPER NUMBER
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3621

NOTIFICATION DATE	DELIVERY MODE
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03/01/2010

ELECTRONIC

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

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UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte: NORA FEMENIA and BRENDA POMERANCE

Application No. 09/711,578
Technology Center 3600

Mailed: February 26, 2010

Before DEBORAH L. PERRY *Supervisory Paralegal Specialist, Review Team.*

ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was electronically received by the Board of Patent Appeals and Interferences on January 25, 2010. A review of the application revealed that it is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the Examiner to address the following matter(s) requiring attention prior to docketing.

STATUS OF AFTER FINAL AMENDMENTS

A review of the file finds an After Final Amendment was filed on August 7, 2009 and the record is unclear if the amendment after final has been approved for entry. Clarification of the status of amendment(s) filed subsequent to Final rejection is required.

CONCLUSION

Accordingly, it is ORDERED that the application is returned to the Examiner:

- 1) to mail a communication (Advisory Action or other) in order to clarify the record as to the status of the amendment after final; and
- 2) consider the After Final Amendment dated August 7, 2009, as indicated above; and
- 3) for such further action as may be appropriate.

If there are any questions pertaining to this Order, please contact the Board of Patent Appeals and Interferences at 571-272-9797.

DP/dw

SCHWEGMAN, LUNDBERG & WOESSNER/EBAY
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MINNEAPOLIS MN 55402